

13.02.2026
Court No.35.
D/L.218
Rakib
(Allowed)

CRM (NDPS) 274 of 2026

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Patiram Police Station case no. 58 of 2025 dated 16.03.2025 under Sections 21(b)/22(b)/23(b)/27A of the of the Narcotic Drugs and Psychotropic Substances Act, 1985.

And

In the matter of : Subal Sarkar.

.....Petitioner.

Mr. Kaushik Choudhury
Mr. Dwaipayan Panda
Mr. Tridib Das

.....for the Petitioner.

Mr. Bitasok Banerjee
Mr. Sobhan Gani

.....for the State.

Learned advocate for the petitioner submits that the subject matter of the case relates to alleged recovery of 91 bottles of phensedyl and petitioner has been implicated on the basis of the statement of the co-accused.

Such contention of the petitioner is opposed by the learned advocate for the State who submits that there were conversations and to that effect CDR is available.

Having regard to the quantum of seizure and the fact that time would be consumed to conclude the trial as the witness action is yet to commence, I am of the view that further detention of the present petitioner is unwarranted. Accordingly, the prayer for bail of the petitioner is **allowed**.

As such, petitioner namely, **Subal Sarkar** shall be released on bail upon furnishing bond of Rs. 20,000/- (Rupees Twenty Thousand only), with two sureties of Rs. 10,000 (Rupees Ten Thousand only) each, one of whom must be local to the satisfaction of the learned Special Judge (under NDPS Act) cum learned Additional District Judge, 3rd Court, Balurghat, Dakshin Dinajpur.

If on bail, the petitioner shall be physically present on each and every date before the learned trial Court in seisin of the case and shall not leave the jurisdiction of district of Dakshin Dinajpur without the prior permission of the learned Special Court.

Accordingly, the prayer for bail in CRM (NDPS) 274 of 2026 is **allowed**.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)